IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 15TH MARCH 2007 / 24TH PHALGUNA 1928

WP(C).No. 8807 of 2007(W)

PETITIONERS:
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1. INDIRA, W/O.SREENIVASAN,
AGED 51, LEELA BHAVAN, PSRA 182,
KAVAL, KOLLAM 691007.

2. L.ARUNDHATHI, D/O.LATE NANU,
LEELA BHAVAN, PSRA 182, KAVAL,
KOLLAM 691 007.

BY ADV. SRI.N.D.PREMACHANDRAN
SRI.D.AJITHKUMAR
SMT.A.K.SAJITHA

RESPONDENTS:
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1. THE DEPUTY SUPERINTENDENT OF POLICE (GENERAL)
DSP'S OFFICE, KOLLAM.

2. THE CIRCLE SUB INSPECTOR OF POLICE,
KOLLAM WEST POLICE STATION, KOLLAM.

3. K.SUKUMARAN, S/O.KARUNAKARAN,
KARUMALIL HOUSE, PUNNATHALA P.O., KOLLAM 7
THE PRESIDENT OF SREEKRISHNA SWAMI KSHETHRA
SAMAJAM PUNNATHALA, KOLLAM 7.

4. VIJAYAN, `THUSHARA', KAIKULANGARA,
OTTAKALLUMODDU, KOLLAM – THE SECRETARY
SREEKRISHNA KSHETHRA SAMAJAM, PUNNATHALA,
KOLLAM.

R1 & R2 BY G.P.SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 15/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C)No.8807 OF 2007

Dated 15th March, 2007

JUDGMENT

Koshy,J.

According to the petitioner, he purchased a property as there was no passage to enter into his house. However, respondents 3 and 4 are obstructing his pathway claiming that they have possession over the property. According to the petitioner, that objection is unsustainable and they are not neighbours. In a petition under Article 226 of the Constitution of India, we are not deciding the question of title or ownership of the property. Rights of the petitioner can be established by filing appropriate civil suit. However, police is directed to see that law and order is maintained and and lives of both parties are not endangered.

The writ petition is disposed of accordingly.

J.B.KOSHY
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

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